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NATIONAL CREDIT ADJUSTERS, LLC
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9 **UNITED STATES DISTRICT COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**

11 EDEN KRETCHET,

12 Plaintiff,

13 vs.

14 TRANS UNION LLC; EXPERIAN
INFORMATION SOLUTIONS INC;
15 EQUIFAX INFORMATION SERVICES
LLC; CAPITAL ONE BANK (USA)
16 N.A.; BANK OF AMERICA
CORPORATION; NATIONAL CREDIT
17 ADJUSTERS LLC; CALIFORNIA
BUSINESS BUREAU INC; LVNV
18 FUNDING LLC; DOES 1 TO 10
INCLUSIVE,
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20 Defendants.
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Case No: 14-CV-01953 DMG (RZx)

**DEFENDANT NATIONAL CREDIT
ADJUSTERS, LLC'S NOTICE OF
MOTION TO DISMISS COMPLAINT**

*[Proposed Order lodged concurrently
herewith]*

Date: May 9, 2014
Time: 9:30 a.m.
Ctrm: 7

Complaint Filed: February 14, 2014

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1 **TO THE CLERK OF THE ABOVE-ENTITLED COURT:**

2 **PLEASE TAKE NOTICE** that on May 9, 2014, in Courtroom 7 of the above
3 Court, Defendant National Credit Adjusters, LLC (“Defendant”) will and hereby does
4 move this Court for an Order, pursuant to Rule 12(b)(1 & 6) of the Federal Rules of Civil
5 Procedure, for dismissal for failure to allege sufficient facts under a cognizable legal
6 theory.

7 Specifically, this motion is made on the grounds that:

- 8 1. Plaintiff’s CCRAA claim is preempted by federal law;
9 2. Plaintiff does not allege a claim upon which relief may be granted.

10 The Motion will be based on this Notice of Motion and Motion, the Memorandum
11 of Points and Authorities in Support of the Motion, and all of the other papers on file in
12 this action, and such other and further evidence or argument as the Court may allow.

13 Local Rule 7-3 does not apply in this case pursuant to Local Rule 16-12(c).

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15 DATED: March 28, 2014

FOLEY & MANSFIELD, PLLP

16 By: /s/ Sean P. Flynn

17 Sean P. Flynn

18 Attorney for Defendant

NATIONAL CREDIT ADJUSTERS, LLC.